



BALLOTPEDIA EXPEDITIONS

JUDICIAL DEFERENCE

Loud and Soft Anti-Chevron Decisions by Michael Kagan

After reading “Loud and Soft Anti-Chevron Decisions ” by Michael Kagan, consider the following questions:

- Is it important that deference doctrines be consistently applied? Why or why not?
- Do you think changes are needed to deference doctrines? Would you make tweaks or prohibit deference altogether?
- How would administrative rulemaking and adjudication change in a world without deference?
- Do you think the future is uncertain for judicial deference?